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6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

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10 ) UNITED STATES OF AMERICA, ) CASE NO: 2:99-cr-00217  
11 ) Plaintiff, )  
12 ) vs. ) **ORDER TO CONTINUE PRELIMINARY  
13 ) JOSEPH COPPOLA, ) HEARING**  
14 ) Defendants. ) (2nd Request)  
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17 **FINDINGS OF FACT**

18 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
19 Court finds that:

- 21 1. The parties require additional time to prepare for the preliminary hearing in this  
case.
- 22 2. Defense Counsel has spoken with Assistant United States Attorney Melanee  
Smith, and the Government agrees to the continuance.
- 23 3. Defendant Joseph Coppola is in custody, and he does not oppose the continuance.
- 24 4. The additional time requested herein is not sought for purposes of delay.
- 25 5. Denial of this request for a continuance would deny the parties sufficient time to  
26 prepare for the preliminary hearing, taking into account the exercise of due  
27 diligence.
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1           6.     Additionally, denial of this request for continuance could result in a miscarriage  
2           of justice.

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4           **CONCLUSION OF LAW**

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6           The ends of justice served by granting said continuance outweigh the best interests of the  
7           public and the defense, since the failure to grant said continuance would be likely to result in a  
8           miscarriage of justice, would deny the defendant sufficient time and the opportunity within which  
9           to be able to effectively and thoroughly prepare for the preliminary hearing, taking into account  
10          the exercise of due diligence.

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12           **ORDER**

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14          IT IS THEREFORE ORDERED that the Preliminary Hearing scheduled for September  
15          21, 2022, at the hour of 11:00 a. m., be vacated and continued to the 17th day of October, 2022,  
16          at the hour of 10:00 a.m. in Courtroom 3B.

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18          DATED this 20th day of September, 2022.

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UNITED STATES MAGISTRATE JUDGE